

1257861

THE UNITED STATES OF AMERICA

TO ALL TO WHOM THESE PRESENTS SHALL COME

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office

December 07, 2004

THIS IS TO CERTIFY THAT ANNEXED HERETO IS A TRUE COPY FROM
THE RECORDS OF THE UNITED STATES PATENT AND TRADEMARK
OFFICE OF THOSE PAPERS OF THE BELOW IDENTIFIED PATENT
APPLICATION THAT MET THE REQUIREMENTS TO BE GRANTED A
FILING DATE.

APPLICATION NUMBER: 60/520,644
FILING DATE: *November 18, 2003*
RELATED PCT APPLICATION NUMBER: PCT/US04/35517

Certified by



Jon W Dudas

Acting Under Secretary of Commerce
for Intellectual Property
and Acting Director of the U.S.
Patent and Trademark Office



Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

PROVISIONAL APPLICATION FOR PATENT COVER SHEET

This is a request for filing a PROVISIONAL APPLICATION FOR PATENT under 37 CFR 1.53 (c).

Express Mail Label No.

INVENTOR(S)					
Given Name (first and middle [if any])	Family Name or Surname	Residence (City and either State or Foreign Country)			
Patrick W. Kirk	Trown Dorbush	Danville, CA Atlanta, GA			
<input checked="" type="checkbox"/> Additional inventors are being named on the 1 separately numbered sheets attached hereto					
TITLE OF THE INVENTION (500 characters max)					
HOMOGENEOUS PREPARATIONS OF CHIMERIC PROTEINS					
CORRESPONDENCE ADDRESS					
Direct all correspondence to:					
<input checked="" type="checkbox"/> Customer Number	22907	Place Customer Number Bar Code Label here			
OR	Type Customer Number here				
<input type="checkbox"/> Firm or Individual Name					
Address					
Address					
City		State		ZIP	
Country		Telephone		Fax	
ENCLOSED APPLICATION PARTS (check all that apply)					
<input checked="" type="checkbox"/> Specification Number of Pages	15	<input type="checkbox"/> CD(s), Number			
<input type="checkbox"/> Drawing(s) Number of Sheets	0	<input type="checkbox"/> Other (specify)			
<input checked="" type="checkbox"/> Application Data Sheet. See 37 CFR 1.76					
METHOD OF PAYMENT OF FILING FEES FOR THIS PROVISIONAL APPLICATION FOR PATENT					
<input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27.					
<input type="checkbox"/> A check or money order is enclosed to cover the filing fees					
FILING FEE AMOUNT (\$)					
<input checked="" type="checkbox"/> The Director is hereby authorized to charge filing fees or credit any overpayment to Deposit Account Number: 19-0733					
<input type="checkbox"/> Payment by credit card. Form PTO-2038 is attached.					
The invention was made by an agency of the United States Government or under a contract with an agency of the United States Government.					
<input checked="" type="checkbox"/> No.					
<input type="checkbox"/> Yes, the name of the U.S. Government agency and the Government contract number are: _____					

Respectfully submitted,

SIGNATURE

Sarah A. Kagan

(Page 1 of 2)

Date

11/18/03

TYPED or PRINTED NAME

Sarah A. Kagan

REGISTRATION NO.

32,141

(if appropriate)

Docket Number:

006337.00011

TELEPHONE

202.824.3000

USE ONLY FOR FILING A PROVISIONAL APPLICATION FOR PATENT

This collection of information is required by 37 CFR 1.51. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 8 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Provisional Application, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

031282 U.S. PTO
60/520644



111803

Additional Page

Approved for use through 4/30/2003. OMB 0651-0032

Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

Docket Number

006337.00011

INVENTOR(S)/APPLICANT(S)

Given Name (first and middle [if any])

Michael I.

Family or Surname

Sherman

Residence
(City and either State or Foreign Country)

Glen Ridge, NJ

[Page 2 of 2]

Number _____ of _____

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

FEE TRANSMITTAL for FY 2004

Effective 10/01/2003. Patent fees are subject to annual revision.

☒ Applicant claims small entity status. See 37 CFR 1.27

TOTAL AMOUNT OF PAYMENT (\$) 80

Complete if Known

Application Number
Filing Date November 18, 2003
First Named Inventor Patrick W. Trown
Examiner Name
Art Unit
Attorney Docket No. 006337.00001

METHOD OF PAYMENT (check all that apply)

☐ Check ☐ Credit card ☐ Money ☐ Other ☐ None
Order

☒ Deposit Account:

Deposit
Account
Number

19-0733

Deposit
Account
Name

Banner & Witcoff, LTD.

The Director is authorized to: (check all that apply)

☐ Charge fee(s) indicated below ☐ Credit any overpayments
☐ Charge any additional fee(s) during the pendency of this application
☐ Charge fee(s) indicated below, except for the filing fee
to the above-identified deposit account.

FEE CALCULATION

1. BASIC FILING FEE

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1001	770	2001	385	Utility filing fee	
1002	340	2002	170	Design filing fee	
1003	530	2003	265	Plant filing fee	
1004	770	2004	385	Reissue filing fee	
1005	160	2005	80	Provisional filing fee	80
SUBTOTAL (1)					(\$ 80)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
	0		0
Independent Claims	Extra Claims	Fee from below	Fee Paid
	0		0
Multiple Dependent	Extra Claims	Fee from below	Fee Paid
			0

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1202	18	2202	9	Claims in excess of 20	
1201	86	2201	43	Independent claims in excess of 3	
1203	290	2203	145	Multiple dependent claim, if not paid	
1204	86	2204	43	** Reissue independent claims over original patent	
1205	18	2205	9	** Reissue claims in excess of 20 and over original patent	
SUBTOTAL (2)					(\$ 0)

**or number previously paid, if greater; For Reissues, see above

FEE CALCULATION (continued)

3. ADDITIONAL FEES

Large Entity		Small Entity		Fee Description	Fee Paid
Fee Code	Fee (\$)	Fee Code	Fee (\$)		
1051	130	2051	65	Surcharge - late filing fee or oath	
1052	50	2052	25	Surcharge - late provisional filing fee or cover sheet	
1053	130	1053	130	Non-English specification	
1812	2,520	1812	2,520	For filing a request for reexamination	
1804	920*	1804	920*	Requesting publication of SIR prior to Examiner action	
1805	1,840*	1805	1,840*	Requesting publication of SIR after Examiner action	
1251	110	2251	55	Extension for reply within first month	
1252	420	2252	210	Extension for reply within second month	
1253	950	2253	475	Extension for reply within third month	
1254	1,480	2254	740	Extension for reply within fourth month	
1255	2,010	2255	1,005	Extension for reply within fifth month	
1401	330	2401	165	Notice of Appeal	
1402	330	2402	165	Filing a brief in support of an appeal	
1403	290	2403	145	Request for oral hearing	
1451	1,510	1451	1,510	Petition to institute a public use proceeding	
1452	110	2452	55	Petition to revive - unavoidable	
1453	1,330	2453	665	Petition to revive - unintentional	
1501	1,330	2501	665	Utility issue fee (or reissue)	
1502	480	2502	240	Design issue fee	
1503	640	2503	320	Plant issue fee	
1460	130	1460	130	Petitions to the Commissioner	
1807	50	1807	50	Processing fee under 37 CFR 1.17 (q)	
1806	180	1806	180	Submission of Information Disclosure Stmt	
8021	40	8021	40	Recording each patent assignment per property (times number of properties)	
1809	770	2809	385	Filing a submission after final rejection (37 CFR § 1.129(a))	
1810	770	2810	385	For each additional invention to be examined (37 CFR § 1.129(b))	
1801	770	2801	385	Request for Continued Examination (RCE)	
1802	900	1802	900	Request for expedited examination of a design application	

Other fee (specify) _____

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 0)

SUBMITTED BY

Name (Print/Type)

Sarah A. Morgan

Registration No.
(Attorney/Agent)

32,141

Telephone

202.824.3000

Signature

Sarah A. Morgan

Date

November 18, 2003

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

This collection of information is required by 37 CFR 1.17 and 1.27. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing this form, call 1-800-PTO-9199 (1-800-786-9199) and select option 2.

HOMOGENEOUS PREPARATIONS OF CHIMERIC PROTEINS

FIELD OF THE INVENTION

- [01]** The invention relates to the field of immunotherapy. More particularly, it relates to the use of chimeric proteins comprising a targeting moiety and a cytolytic moiety.

BACKGROUND OF THE INVENTION

- [02]** Several prevalent diseases are associated with abnormal angiogenesis and formation of a pathological neovasculature (PNV), notably cancers with solid tumors, diabetic retinopathy, and the exudative (wet) form of age-related macular degeneration (AMD). Two procedures have been described as potential treatments for PNV-associated diseases, an antiangiogenesis protocol to inhibit angiogenesis (Folkman, J. (1995) N. Engl. J. Med. 333, 1757-1763; Kaplan, H. J. , Leibole, M. A. , Tezel, T. & Ferguson, T. A. (1999) Nat. Med. 5, 292-297) and an anti-PNV protocol to destroy selectively the PNV (Hu, Z. & Garen, A. (2000) Proc. Natl. Acad. Sci. USA 97, 9221-9225; Hu, Z. & Garen, A. (2001) Proc. Natl. Acad. Sci. USA 98, 12180-12185; Birchler, M. , Viti, F. , Zardi, L. , Spiess, B. & Neri, D. (1999) Nat. Biotechnol. 17, 984-988). Because a PNV usually has formed by the time the disease is diagnosed, destruction of the PNV probably will be necessary to achieve optimal therapeutic response.
- [03]** A chimeric, antibody-like molecule, called an Icon, has been found to bind with high affinity and specificity to the receptor known as tissue factor (TF). TF is expressed on endothelial cells lining the luminal surface of a PNV but not of a normal vasculature (Drake, T. A., Morrissey, J. H. & Edgington, T. S. (1989) Am. J. Pathol. 134, 1087-1097; Contrino, J. , Hair, G. , Reutzer, D. L. & Rickles, F. (1996) Nat. Med. 2, 209-215), thus providing a selective and accessible therapeutic target. The Icon is composed of factor VII (fVII), the natural ligand for TF, at the N-terminus of the Icon molecule, fused to the Fc domain of an IgG1 Ig at the C-terminus of the Icon

molecule. The Icon functions similarly to an anti-TF antibody, but with considerably higher affinity than can be achieved with an anti-TF antibody. The TF-Icon complex is believed to activate a potent cytolytic immune attack mediated by natural killer cells and complement (Hsu, Z., Sun, Y., and Garen, A. (1999) Proc. Natl. Acad. Sci. USA 96, 81612-8166). Cytolysis of endothelial cells of the PNV, and possibly of other cells in the wall of a leaky PNV vessel that express TF, results in selective destruction of the PNV, as demonstrated in mouse models of solid tumors (Hsu, Z., Sun, Y., and Garen, A. (1999) Proc. Natl. Acad. Sci. USA 96, 81612-8166; Hu, Z. & Garen, A. (2000) Proc. Natl. Acad. Sci. USA 97, 9221-9225; Hu, Z. & Garen, A. (2001) Proc. Natl. Acad. Sci. USA 98, 12180-12185), and in a mouse model of wet macular degeneration (Bora, P.B., Hu, Z., Tezel, T.H., Sohn, J.-H., Cruz, J.M., Bora, N.S., Garen, A. & Kaplan, H.J. (2003) Proc. Natl. Acad. Sci. USA 100, 2679-2684).

- [04] Native Factor VII is a zymogen. Typically, in instances of blood vessel damage, Factor VII initiates the coagulation process by binding to TF; this binding promotes cleavage of Factor VII between positions 152 and 153 to generate an activated protease, Factor VIIa (fVIIa), which continues the coagulation cascade. Jurlander et al (Jurlander, B., Thim, L., Klausen, N.K., Persson, E., Kjalke, M., Rexen, P., Jergensen, T., Ostergaard, P.B., Erhardtsen, E. & Bjorn, S.E. (2001) Sem. Thrombosis Hemostasis 27, 373-383) have demonstrated that Factor VII is susceptible to this cleavage during purification under certain conditions. In addition, Factor VII and Factor VIIa are susceptible to an additional cleavage, between positions 38 and 39, that results in a much reduced affinity for TF (Sakai, T., Lund-Hansen, T., Thim, L. & Kisiel, W. (1990) J. Biol. Chem. 265, 1890-1894).
- [05] There is a need in the art for chimeric protein molecules with improved properties, including increased resistance to degradation in the body, increased shelf-life, increased binding to TF, decreased adverse side effects, and increased therapeutic effect.

BRIEF SUMMARY OF THE INVENTION

- [06]** In a first embodiment of the invention a chimeric protein is provided. The chimeric protein comprises a first and a second polypeptide. The first polypeptide is a Factor VII or Factor VIIa polypeptide and the second polypeptide is an Fc region of a human immunoglobulin IgG1. The Factor VII or Factor VIIa polypeptide contains at least one mutant residue that prevents proteolytic cleavage between residues 38 and 39 or between residues 152 and 153.
- [07]** In a second embodiment of the invention a method is provided of treating a patient having a disease associated with neovascularization. An effective amount of a chimeric protein is administered to the patient. The chimeric protein comprises a first and a second polypeptide. The first polypeptide is a Factor VII or Factor VIIa polypeptide and the second polypeptide is an Fc region of a human immunoglobulin IgG1. The Factor VII or Factor VIIa polypeptide contains at least one mutant residue that prevents proteolytic cleavage between residues 38 and 39 or between residues 152 and 153. Symptoms of the disease are ameliorated by the chimeric protein.
- [08]** In a third embodiment of the invention an expression vector is provided. The expression vector encodes a secreted form of a chimeric protein. The chimeric protein comprises a first and a second polypeptide. The first polypeptide is a Factor VII or Factor VIIa polypeptide and the second polypeptide is an Fc region of a human immunoglobulin IgG1. The Factor VII or Factor VIIa polypeptide contains at least one mutant residue, which prevents proteolytic cleavage between residues 38 and 39 or between residues 152 and 153.
- [09]** In a fourth embodiment of the invention a method is provided for treating a patient having disease associated with neovascularization. An effective amount of an expression vector is administered to the patient. The expression vector encodes a secreted form of a chimeric protein comprising a first and a second polypeptide. The

first polypeptide is a Factor VII or Factor VIIa polypeptide and the second polypeptide is an Fc region of a human immunoglobulin IgG1. The Factor VII or Factor VIIa polypeptide contains at least one mutant residue, which prevents proteolytic cleavage between residues 38 and 39 or between residues 152 and 153. Symptoms of the disease are ameliorated by the administration of the expression vector.

- [10] In a fifth embodiment of the invention a chimeric protein is provided. The chimeric protein comprises a first and a second polypeptide. The first polypeptide is a Factor VIIa polypeptide and the second polypeptide is an Fc region of a human immunoglobulin IgG1. The Factor VIIa polypeptide contains at least one mutant residue which reduces blood coagulation activity relative to wild-type Factor VIIa.

DETAILED DESCRIPTION OF THE INVENTION

- [11] Desirable chimeras of Factor VII or Factor VIIa and the Fc region of immunoglobulin IgG1 bind with high affinity to Tissue Factor (TF), do not initiate the clotting cascade, and are resistant to degradation in the body. Mutations in Factor VII that prevent proteolytic cleavage enhance these desirable characteristics. In particular, mutations that prevent the proteolytic cleavage between amino acid residues 152 and 153 of Factor VII markedly reduce the ability of the chimeric protein to initiate the coagulation cascade while the chimeric protein retains the ability to bind with high affinity to TF. Moreover, chimeric proteins with mutations that prevent the proteolytic cleavage between amino acids 38 and 39 maintain the high affinity binding to Tissue Factor, which is lost after that cleavage occurs. Both of these types of mutations prevent proteolytic cleavages of the chimeric protein, thus maintaining a homogeneous, therapeutically active species. These mutations contribute to improved storage stability as well as to increased half-life in the body.
- [12] Any mutation of Factor VII can be used which prevents or reduces proteolytic cleavage between residues 38 and 39 or between residues 152 and 153. Such mutations include but are not limited to mutations in codons 38 and 152. In wild type

Factor VII these residues are lysine and arginine, respectively. Alanine mutations can be used to substitute for these residues and abolish cleavage. Substitutions for the arginine at residue 152 with glutamate or glutamine residues have also been found to be effective. Other residues that impact either of the proteolytic cleavage sites, *e.g.*, due to steric hindrance, can also be used. Assays for testing for the cleavage are well known in the art. A simple assay employs the use of SDS-polyacrylamide gel electrophoresis to analyze samples that have been reduced to disrupt intermolecular and intramolecular bonds. The size of the products readily indicates whether cleavage has occurred or not, and if a cleavage has occurred, whether it is between residues 38 and 39 or between residues 152 and 153 or both.

- [13] The mutations can be used singly or in combinations with each other. Moreover, they can be used in combinations with other beneficial mutations. For example the chimeric proteins may also contain mutations in the active site of the Factor VII of Factor VIIa polypeptide. Such mutations include, but are not limited to those at residues 341 and 344 of Factor VII or Factor VIIa. In addition, the Fc portion of the chimeric protein may contain beneficial mutations that improve the properties of the protein. As a non-limiting example, certain mutations at two residues of the IgG molecule, K326 and E333, increase its complement-dependent cytotoxicity activity by increasing binding to complement constituent C1q. *See Idusogie et al. (2001) J. Immunol. 166, 2571-2572.* Similar mutations may be used for the same purpose within the Fc portion of the chimeric protein. Such mutations can be used in combination with other mutations in the Factor VII or Factor VIIa polypeptide.
- [14] Mutations can be introduced into a coding sequence for a chimeric protein using any technique known in the art. Preferably a site-directed mutagenesis technique is used to provide a precise mutation. Alternatively, a random mutagenesis technique is used, coupled with an assay for distinguishing between proteolysis-sensitive and proteolysis-resistant molecules.

- [15] Chimeric proteins of the invention comprise a first and a second polypeptide. The first polypeptide is a Factor VII or Factor VIIa polypeptide and the second polypeptide is an Fc region of a human immunoglobulin IgG1. The polypeptides may comprise only so much of the full proteins as are necessary for functioning in the chimeric protein. Thus the first polypeptide must have the ability to bind to tissue factor with high affinity. The second polypeptide must have the ability to mediate a complement-dependent cytotoxicity response.
- [16] One way to obtain a chimeric protein comprising a Factor VII or Factor VIIa polypeptide and an Fc region of a human immunoglobulin IgG1 is described in Hu et al., (1999) *Proc. Natl. Acad. Sci. USA* **96**, 8161-8166. Briefly, an expression vector encoding a fVII immunoconjugate is constructed by amplifying fVII cDNA from a cDNA library using the 5' primer ACGATCTTAAGCTTCCCCACAGTCTCATCATGGTTCCA and the 3' primer ACGGTAACGGATCCCAGTAGTGGGAGTCGGAAAACCCC. The amplified fVII cDNA, which contains the leader and coding sequences without a stop codon, can be cloned into the *HindIII* and *BamHI* sites of the pcDNA3.1(+) vector (Invitrogen) in-frame with a cDNA encoding the human IgG1 Fc domain (Wang, B., Chen, Y., Ayalon, O., Bender, J. & Garen, A. (1999) *Proc. Natl. Acad. Sci. USA* **96**, 1627-1632). The vector DNA can be amplified in HB101 competent cells (Life Technologies, Grand Island, NY). Mutations can be introduced into fVII or IgG1 cDNA by the procedure described in the QuickChange site-directed mutagenesis manual (Stratagene). Other techniques known in the art for making fusion proteins and introducing mutations can be used as is convenient to the individual artisan.
- [17] Chimeric proteins of the invention can be administered to a patient having a disease associated with neovascularization such as cancer, macular degeneration, rheumatoid arthritis, diabetic retinopathy, psoriasis, or atherosclerosis. Administration may be local or systemic, depending upon the type of pathological condition involved in the therapy. As used herein, the term "patient" includes both humans and other mammalian species; the invention thus has both medical and veterinary applications.

In veterinary compositions and treatments, chimeric proteins can be constructed using targeting and effector domains derived from the corresponding species.

- [18] Administration of chimeric proteins can be via any method known in the art such as, for example, intravenous, intramuscular, intratumoral, subcutaneous, parenteral intrasynovial, intraocular, intraplaque, or intradermal injection. The chimeric protein can also be delivered to the patient by administration of a polynucleotide molecule which encodes the chimeric protein. For example, a clinician can administer a replication-deficient adenoviral vector, adeno-associated vector, or other viral vector carrying a DNA encoding a secreted form of the chimeric protein.

- [19] For therapeutic administration, the chimeric proteins or nucleic acids are formulated singly or as combinations of proteins, dispersed or solubilized in a pharmaceutically acceptable carrier. Suitable carriers are known in the art. Preferably they are sterile and nonpyrogenic.

- [20] The amount of chimeric protein necessary to bring about the therapeutic treatment is not fixed, and is dependent on the concentration of ingredients in the composition administered. Age, weight, and physical condition of the patient are relevant considerations for setting an appropriate dosage. Preferred compositions deliver chimeric proteins in effective amounts without producing unacceptable toxicity to the patient. Pharmaceutical compositions or formulations of the invention may include other carriers, adjuvants, stabilizers, preservatives, dispersing agents, and other agents conventional in the art.

- [21] Therapeutic effects of the chimeric proteins can be further enhanced by administering to the patient any other agents known to have a therapeutic effect on the disease being treated. As an example, cancer patients frequently respond more favorably to combinations of therapies than to single agent therapy. The chimeric proteins can be administered simultaneously with the other agents or the chimeric proteins and the other agent(s) can be added sequentially.

- [22] Anti-tumor chimeric proteins can be used for treating a variety of cancers, particularly primary or metastatic solid tumors, including but not limited to melanoma, renal, prostate, breast, ovarian, brain, neuroblastoma, colorectal, head and neck, pancreatic, bladder, and lung cancer. The chimeric proteins may be employed to target the tumor vasculature, particularly vascular endothelial cells, and/or tumor cells. The tumor vasculature offers several advantages for immunotherapy, as follows. (i) Some of the vascular targets, including tissue factor, should be the same for all tumors. (ii) Chimeric proteins targeted to the vasculature do not have to infiltrate a tumor mass in order to reach their targets. (iii) Targeting the tumor vasculature should generate an amplified therapeutic response, because each blood vessel nourishes numerous tumor cells whose viability is dependent on the functional integrity of the vessel. (iv) The vasculature is unlikely to develop resistance to a chimeric protein, because that would require modification of the entire endothelium layer lining a vessel. Unlike previously described antiangiogenic methods designed to prevent new vascular growth, chimeric proteins of the invention cytolytically destroy existing neovasculature.
- [23] Chimeric proteins of the invention are also effective for treating patients with rheumatoid arthritis, wet macular degeneration, diabetic retinopathy, psoriasis, atherosclerosis, and other diseases associated with neovascularization. Administration of a chimeric protein targeted to tissue factor by a mutated human Factor VII or Factor VIIa, that is conjugated to the Fc domain of an IgG1 immunoglobulin, can generate a cytolytic immune response against the vascular endothelial cells that invade the synovium in rheumatoid arthritis and express tissue factor. Likewise, Factor VII chimeric proteins can also be effective for treating wet macular degeneration or diabetic retinopathy because of the extensive neovascularization in those pathologic conditions. Chimeric proteins of the invention can also be effective for the treatment of atherosclerosis by generating a cytolytic immune response against cells expressing tissue factor in plaques. Finally, by destroying pathological neovascularization, chimeric proteins of the invention can suppress the excess proliferation of skin cells in psoriasis.

- [24] The disclosure of co-pending application Serial No. 10/030,203 filed December 31, 2001, is expressly incorporated herein.
- [25] While the invention has been described with respect to specific examples including presently preferred modes of carrying out the invention, those skilled in the art will appreciate that there are numerous variations and permutations of the above described systems and techniques that fall within the spirit and scope of the invention as set forth in the appended claims.

We Claim:

1. A chimeric protein comprising a first and a second polypeptide wherein the first polypeptide is a Factor VII or Factor VIIa polypeptide and the second polypeptide is an Fc region of a human immunoglobulin IgG1, wherein the Factor VII or Factor VIIa polypeptide contains at least one mutant residue which prevents proteolytic cleavage between residues 38 and 39 or between residues 152 and 153.
2. The chimeric protein of claim 1 wherein the mutant residue is selected from the group consisting of amino acid residue 38 and amino acid residue 152, wherein the amino acid residue at position 38 is not a lysine and the amino acid residue at position 152 is not an arginine.
3. The chimeric protein of claim 1 or 2 wherein the mutant residue is an alanine.
4. The chimeric protein of claim 2 wherein the mutant residue is a glutamine at residue 152.
5. The chimeric protein of claim 2 wherein the mutant residue is a glutamate at residue 152.
6. The chimeric protein of claim 1 wherein the Factor VII or Factor VIIa polypeptide contains an active site mutation which when present in Factor VIIa reduces blood coagulation activity relative to wild-type Factor VIIa.
7. The chimeric protein of claim 6 wherein the active site mutation is selected from the group consisting of: a non-lysine at residue 341, a non-serine residue at residue 344 and combinations thereof.
8. The chimeric protein of claim 6 wherein the active site mutation is an alanine substitution.
9. The chimeric protein of claim 1 wherein the second polypeptide comprises at least one mutation in a residue selected from the group consisting of K326 and E333 as denominated in an intact immunoglobulin, wherein the mutation increases the binding of the second polypeptide to complement constituent C1q.
10. The chimeric protein of claim 9 wherein the mutation in the second polypeptide is a tryptophan residue at K326.

11. The chimeric protein of claim 9 wherein the mutation in the second polypeptide is a serine residue at E333.
12. The chimeric protein of claim 9 wherein the second polypeptide comprises two of said mutations.
13. The chimeric protein of claim 1 which is in the form of a dimer.
14. A method of treating a patient having disease associated with neovascularization comprising:
 - administering to the patient an effective amount of a chimeric protein comprising a first and a second polypeptide wherein the first polypeptide is a Factor VII or Factor VIIa polypeptide and the second polypeptide is an Fc region of a human immunoglobulin IgG1, wherein the Factor VII or Factor VIIa polypeptide contains at least one mutant residue which prevents proteolytic cleavage between residues 38 and 39 or between residues 152 and 153, whereby symptoms of the disease are ameliorated.
15. The method of claim 14 wherein the disease is cancer.
16. The method of claim 14 wherein the disease is wet macular degeneration.
17. The method of claim 14 wherein the mutant residue is selected from the group consisting of amino acid residue 38 and amino acid residue 152, wherein the amino acid residue at position 38 is not a lysine and the amino acid residue at position 152 is not an arginine.
18. The method of claim 17 wherein the mutant residue is an alanine.
19. The method of claim 17 wherein the mutant residue is a glutamine at residue 152.
20. The method of claim 17 wherein the mutant residue is a glutamate at residue 152.
21. The method of claim 14 wherein the Factor VII or Factor VIIa polypeptide contains an active site mutation which when present in Factor VIIa reduces blood coagulation activity relative to wild-type Factor VIIa.
22. The method of claim 21 wherein the active site mutation is selected from the group consisting of: a non-lysine at residue 341, a non-serine residue at residue 344 and combinations thereof.
23. The method of claim 21 wherein the active site mutation is an alanine substitution.

24. The method of claim 14 wherein the second polypeptide comprises at least one mutation in a residue selected from the group consisting of K326 and E333 as denominated in an intact immunoglobulin, wherein the mutation increases the binding of the second polypeptide to complement constituent C1q.
25. The method of claim 24 wherein the mutation in the second polypeptide is a tryptophan residue at K326.
26. The method of claim 24 wherein the mutation in the second polypeptide is a serine residue at E333.
27. The method of claim 24 wherein the second polypeptide comprises two of said mutations.
28. An expression vector that encodes a secreted form of a chimeric protein comprising a first and a second polypeptide wherein the first polypeptide is a Factor VII or Factor VIIa polypeptide and the second polypeptide is an Fc region of a human immunoglobulin IgG1, wherein the Factor VII or Factor VIIa polypeptide contains at least one mutant residue that prevents proteolytic cleavage between residues 38 and 39 or between residues 152 and 153.
29. The expression vector of claim 28 which is a replication-deficient adenoviral vector or adeno-associated vector.
30. The expression vector of claim 28 wherein the mutant residue is selected from the group consisting of amino acid residue 38 and amino acid residue 152, wherein the amino acid residue at position 38 is not a lysine and the amino acid residue at position 152 is not an arginine.
31. The expression vector of claim 30 wherein the mutant residue is an alanine.
32. The expression vector of claim 30 wherein the mutant residue is a glutamine at residue 152.
33. The method of claim 30 wherein the mutant residue is a glutamate at residue 152.
34. The expression vector of claim 28 wherein the Factor VII or Factor VIIa polypeptide contains an active site mutation which when present in Factor VIIa reduces blood coagulation activity relative to wild-type Factor VIIa.

35. The method of claim 34 wherein the active site mutation is selected from the group consisting of: a non-lysine at residue 341, a non-serine residue at residue 344 and combinations thereof.
36. The expression vector of claim 34 wherein the active site mutation is an alanine substitution.
37. The expression vector of claim 28 wherein the second polypeptide comprises at least one mutation in a residue selected from the group consisting of K326 and E333 as denominated in an intact immunoglobulin, wherein the mutation increases the binding of the second polypeptide to complement constituent C1q.
38. The expression vector of claim 37 wherein the mutation in the second polypeptide is a tryptophan residue at K326.
39. The expression vector of claim 37 wherein the mutation in the second polypeptide is a serine residue at E333.
40. The expression vector of claim 37 wherein the second polypeptide comprises two of said mutations.
41. A method of treating a patient having disease associated with neovascularization comprising:
administering to the patient an effective amount of an expression vector encoding a secreted form of a chimeric protein comprising a first and a second polypeptide wherein the first polypeptide is a Factor VII or Factor VIIa polypeptide and the second polypeptide is an Fc region of a human immunoglobulin IgG1, wherein the Factor VII or Factor VIIa polypeptide contains at least one mutant residue which prevents proteolytic cleavage between residues 38 and 39 or between residues 152 and 153, whereby symptoms of the disease are ameliorated.
42. The method of claim 41 wherein the disease is cancer.
43. The method of claim 41 wherein the disease is wet macular degeneration.
44. The method of claim 41 wherein the mutant residue is selected from the group consisting of amino acid residue 38 and amino acid residue 152, wherein the amino

acid residue at position 38 is not a lysine and the amino acid residue at position 152 is not an arginine.

45. The method of claim 44 wherein the mutant residue is an alanine.
46. The method of claim 44 wherein the mutant residue is a glutamine at residue 152.
47. The method of claim 44 wherein the mutant residue is a glutamate at residue 152.
48. The method of claim 41 wherein the Factor VII or Factor VIIa polypeptide contains an active site mutation which when present in Factor VIIa reduces blood coagulation activity relative to wild-type Factor VIIa.
49. The method of claim 48 wherein the active site mutation is selected from the group consisting of: a non-lysine at residue 341, a non-serine residue at residue 344 and combinations thereof.
50. The method of claim 48 wherein the active site mutation is an alanine substitution.
51. The method of claim 41 wherein the second polypeptide comprises at least one mutation in a residue selected from the group consisting of K326 and E333 as denominated in an intact immunoglobulin, wherein the mutation increases the binding of the second polypeptide to complement constituent C1q.
52. The method of claim 51 wherein the mutation in the second polypeptide is a tryptophan residue at K326.
53. The method of claim 51 wherein the mutation in the second polypeptide is a serine residue at E333.
54. The method of claim 51 wherein the second polypeptide comprises two of said mutations.
55. A chimeric protein comprising a first and a second polypeptide wherein the first polypeptide is a Factor VIIa polypeptide and the second polypeptide is an Fc region of a human immunoglobulin IgG1, wherein the Factor VIIa polypeptide contains at least one mutant residue which reduces blood coagulation activity relative to wild-type Factor VIIa.
56. The chimeric protein of claim 55 which is in the form of a dimer.

HOMOGENEOUS PREPARATIONS OF CHIMERIC PROTEINS

Abstract of the Invention

Variant forms of chimeric protein molecules comprising a Factor VII moiety and an Fc region of an IgG1 moiety provide improved properties. The variants are more resistant to proteolytic degradation. Thus preparations of the variant forms are more homogeneous and have a longer half-life. The variant forms are used for treating cancer, atherosclerosis, psoriasis, diabetic retinopathy, wet macular degeneration, and rheumatoid arthritis.

Application Data Sheet

Application Information

Application number::

Filing Date::

Application Type::

Provisional

Subject Matter::

Utility

Suggested classification::

Suggested Group Art Unit::

CD-ROM or CD-R?::

None

Number of CD disks::

Number of copies of CDs::

Sequence submission?::

Computer Readable Form (CRF)?::

Number of copies of CRF::

Title::

Homogeneous Preparations of Chimeric Proteins

Attorney Docket Number::

006337.00011

Request for Early Publication?::

NO

Request for Non-Publication?::

NO

Suggested Drawing Figure::

Total Drawing Sheets::

0

Small Entity?::

YES

Latin name::

Variety denomination name::

Petition included?::

NO

Petition Type::

Licensed US Govt. Agency::

Contract or Grant Numbers::

Secrecy Order in Parent Appl.?::

NO

Applicant Information

Applicant Authority Type::	Inventor
Primary Citizenship Country::	United States
Status::	Full Capacity
Given Name::	Patrick
Middle Name::	W.
Family Name::	Trown
Name Suffix::	
City of Residence::	Danville
State or Province of Residence::	California
Country of Residence::	United States
Street of mailing address::	4057 Sugar Maple Drive
City of mailing address::	Danville
State or Province of mailing address::	California
Country of mailing address::	United States
Postal or Zip Code of mailing address::	94506

Applicant Authority Type::	Inventor
Primary Citizenship Country::	United States
Status::	Full Capacity
Given Name::	Michael
Middle Name::	I.
Family Name::	Sherman
Name Suffix::	
City of Residence::	Glen Ridge
State or Province of Residence::	New Jersey
Country of Residence::	United States
Street of mailing address::	314 Forest Avenue

City of mailing address:: Glen Ridge
State or Province of mailing address:: New Jersey
Country of mailing address:: United States
Postal or Zip Code of mailing address:: 07028

Applicant Authority Type:: Inventor
Primary Citizenship Country:: United States
Status:: Full Capacity
Given Name:: Kirk
Middle Name::
Family Name:: Dorbush
Name Suffix::
City of Residence:: Atlanta
State or Province of Residence:: Georgia
Country of Residence:: United States
Street of mailing address:: 127 Peachtree Street, N.E.
#1551
City of mailing address:: Atlanta
State or Province of mailing address:: Georgia
Country of mailing address:: United States
Postal or Zip Code of mailing address:: 30303

Correspondence Information

Correspondence Customer Number:: 22907

Representative Information

Representative Customer Number:: 22907

Domestic Priority Information

Application::	Continuity Type::	Parent Application::	Parent Filing Date::

Foreign Priority Information

Country::	Application number::	Filing Date::	Priority Claimed::

Assignee Information

Assignee name::

Street of mailing address::

City of mailing address::

State or Province of mailing address::

Country of mailing address::

Postal or Zip Code of mailing address::

Document made available under the Patent Cooperation Treaty (PCT)

International application number: PCT/US04/035517

International filing date: 10 November 2004 (10.11.2004)

Document type: Certified copy of priority document

Document details: Country/Office: US
Number: 60/520,644
Filing date: 18 November 2003 (18.11.2003)

Date of receipt at the International Bureau: 17 December 2004 (17.12.2004)

Remark: Priority document submitted or transmitted to the International Bureau in compliance with Rule 17.1(a) or (b)



World Intellectual Property Organization (WIPO) - Geneva, Switzerland
Organisation Mondiale de la Propriété Intellectuelle (OMPI) - Genève, Suisse